

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

| | | |
|-------------------------------------|---|------------------------|
| NORTHEAST CONTROLS, Inc.; and |) | |
| ST. PAUL MERCURY INSURANCE Co., |) | |
| |) | |
| Plaintiffs, |) | Civ. A. No. 06-412 SLR |
| v. |) | |
| |) | |
| FISHER CONTROLS INTERNATIONAL, LLC, |) | |
| |) | |
| Defendant. |) | |

STIPULATION ON EXTENSION OF DISCOVERY DEADLINES

COME NOW the Parties, by and through their respective Counsel, pursuant to D. Del. LR 16.5, and subject to the Court's approval, and amongst and between themselves do hereby STIPULATE and AGREE that as a result of the Magistrate Judge's rescheduling of the mediation in this matter to August 15, 2007; and in order that the Parties may pursue in good faith a negotiated resolution without incurring fees and costs which may be unnecessary and which increased fees and costs might impact upon the Parties' positions at mediation, if incurred; the *Scheduling Order* in effect and dated October 18, 2006 (D.I. # 16), is to be revised as follows:

¶2(b) All discovery shall be commenced in time to be completed by **November 2, 2007**.

¶2(g) Reports from retained experts under Rule 26(a)(2) on issues for which any party has the burden of proof due by **September 4, 2007**. Rebuttal expert reports due by **October 5, 2007**.

All other deadlines as set within the *Scheduling Order* (D.I. # 16) shall remain unchanged, except for the above-noted change in the mediation date as previously ordered by the Magistrate Judge.

MARON MARVEL BRADLEY
& ANDERSON, P.A.

/s/Paul A. Bradley
Paul A. Bradley, Esquire (I.D. 2156)
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Counsel for Defendant

RIDDELL WILLIAMS, P.S.
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1001 Fourth Avenue Plaza, Ste. 4500
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Of Counsel for Defendant

Dated:

MARSHALL DENNEHEY WARNER
COLEMAN & GOGGIN

/s/Joseph Scott Shannon
Joseph Scott Shannon, Esq. (I.D. 3434)
1220 North Market Street, 5th Floor
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Counsel for Plaintiffs

MARSHALL DENNEHEY WARNER
COLEMAN & GOGGIN
Thomas Wagner, Esquire
1845 Walnut Street, 21st Floor
Philadelphia, PA 19103
Of Counsel for Plaintiffs

Dated:

SO ORDERED this ____ day of _____, 2007.

The Honorable Sue L. Robinson

cc: Clerk of the Court
Counsel

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| |) | |
| Defendant. |) | |

CERTIFICATE OF SERVICE

Joseph Scott Shannon, Esquire, hereby certifies that on July 3, 2007, he caused true and correct copies of the attached *Stipulation on Extension of Discovery Deadlines* to be served upon the following persons in the manner indicated:

RIDDELL WILLIAMS, P.S.
Patrick D. McVey, Esquire
Daniel J. Gunter, Esquire
1001 Fourth Avenue Plaza, Ste. 4500
Seattle, WA 98154
*Via 1st Class U.S. Mail,
postage prepaid*

MARON MARVEL BRADLEY
& ANDERSON, P.A.
Paul A. Bradley, Esquire
1201 North Market Street, Ste. 900
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*Via e-filing and 1st Class U.S. Mail
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MARSHALL DENNEHEY WARNER
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/s/Joseph Scott Shannon
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Counsel for Plaintiffs

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| |) | |
| Defendant. |) | |

CERTIFICATION OF COUNSEL PURSUANT TO D. Del. LR 16.5

Paul A. Bradley, Esquire, Counsel for Defendant herein, hereby certifies that on July 3, 2007, he sent to the representative of Fisher Controls International, LLC, designated as his point of contact for issues concerning this litigation, the request for extension of the discovery deadlines stated within the Court's October 18, 2006, *Scheduling Order* (D.I. # 16) as stated within the accompanying *Stipulation on Extension of Discovery Deadlines*.

MARON MARVEL BRADLEY
& ANDERSON, P.A.

/s/Paul A. Bradley
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Counsel for Defendant

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| |) | |
| Defendant. |) | |

CERTIFICATION OF COUNSEL PURSUANT TO D. Del. LR 16.5

Joseph Scott Shannon, Esquire, Counsel for Plaintiffs herein, hereby certifies that on July 3, 2007, he sent to the representatives of Northeast Controls, Inc., and St. Paul Mercury Insurance Co., designated as his points of contact for issues concerning this litigation, the request for extension of the discovery deadlines stated within the Court's October 18, 2006, *Scheduling Order* (D.I. # 16) as stated within the accompanying *Stipulation on Extension of Discovery Deadlines*.

MARSHALL DENNEHEY WARNER
COLEMAN & GOGGIN

/s/Joseph Scott Shannon
Joseph Scott Shannon, Esq. (I.D. 3434)
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Counsel for Plaintiffs

Dated: July 3, 2007